

**UNITED STATES DISTRICT COURT**

70-C-115

**Jury demand date: -7-17-70- = Granted**

6

| TITLE OF CASE  |  |              |  | ATTORNEYS  |                        |       |  |       |  |
|--|--|--------------|--|--|------------------------|-------|--|-------|--|
| KAY A. McSOUD, formerly DAVIE<br><br>VS<br><br>DAVID R. LANDBOROUGH and<br>FRANCES LANDBOROUGH |  |              |  | For plaintiff:   |                        |       |  |       |  |
|  |  |              |  | C. Lawrence Elder<br>411 Mayo Bldg<br>Tulsa, Oklahoma 74103                                  |                        |       |  |       |  |
|  |  |              |  | For defendant:   |                        |       |  |       |  |
|  |  |              |  | Jones, Givens, Brett, Gotcher & Doyle<br>4th National Bank Building<br>Tulsa, Oklahoma 74119 |                        |       |  |       |  |
| STATISTICAL RECORD   |  | COSTS        |  | DATE   | NAME OR<br>RECEIPT NO. | REC.  |  | DISB. |  |
| J.S. 5 mailed 5-1-70   |  | Clerk        |  | 1970<br>4-13-<br>4-16  | Elder<br>CD 45         | 15 00 |  | 15 00 |  |
| J.S. 6 mailed 1-1-71   |  | Marshal      |  |  |                        |       |  |       |  |
| Basis of Action: Injuries<br>due to auto accident  |  | Docket fee   |  |  |                        |       |  |       |  |
|  |  | Witness fees |  |  |                        |       |  |       |  |
| Action arose at:<br>Tulsa  |  | Depositions  |  |  |                        |       |  |       |  |

| DATE     | PROCEEDINGS  | Date Order or Judgment Noted |
|----------|--|------------------------------|
| 4-13-70  | Complaint filed and summons issued. ds   |                              |
| 4-21-70  | Summons returned, filed - served David R. Landsborough, by serving Secretary of State, State of Oklahoma, John Rogers and paying him \$2.00 as required by law, at Oklahoma City, Okla. on 4-17-70. (Fee \$4.00) |                              |
| 4-21-70  | Summons returned, filed - served Frances Landsborough, by serving Secretary of State, State of Oklahoma, and paying him \$2.00 as required by law, at Oklahoma City, Okla. on 4-17-70. (Fee \$4.00) b            |                              |
| 4-21-70  | Summons returned filed - served David R. Landsborough, by serving Secretary of State, State of Oklahoma, and paying him \$2.00 as required by law, at Oklahoma City, Okla. on 4-17-70. (Fee \$4.72) b            |                              |
| 4-22-70  | Notice of filing of summons and notice of suit, to David R. Landsborough at Freeport, Texas, filed. b  |                              |
| 4-22-70  | Notice of filing of summons and notice of suit, to David R. Landsborough at Alamogordo, New Mexico, filed. b   |                              |
| 4-22-70  | Notice of filing of summons and notice of suit, to Frances Landsborough, at Freeport, Texas, filed. b  |                              |
| 5-8-70   | Proof of mailing of notification of filing summons or notice of suit, filed. ds  |                              |
| 6-1-70   | Answer of the defendants, filed. b   |                              |
| 6-25-70  | Ordered that this case be set for Pre-Trial on Friday, July 17, 1970 at 10:45 A.M. (FD-J)v   |                              |
| 7-17-70  | Pre-trial hearing held, plaintiff to prepare pre-trial order and case to be set on jury assignment. (Fred Daugherty - Judge) b   |                              |
| 7-22-70  | Pre-trial order, filed, and case to be set for <del>non</del> -jury trial but not before Sept., 1970. (FD-J)m (copies mailed)  |                              |
| 11-6-70  | Case set for Non-Jury Trial for Tuesday, December 15, 1970 at 9:30 A.M. (FD-J)v  |                              |
| 12-14-70 | Depositions of Lawrence A. McSoud and Kay A. McSoud, filed. (Fee: \$70.00 pd by defts.)m   |                              |
| 11-25-70 | Ordered by the Court that this case is set for non-jury trial on Monday, December 14, 1970 at 9:30 A. M. (Fred Daugherty-Judge) b  |                              |
| 12-14-70 | Ordered by the Court that the trial of this case is passed until December 16, 1970, pending settlement. (Fred Daugherty - Judge) b   |                              |
| 12-16-70 | Return on service of subpoena filed. Served David G. Hood, by serving Beth Hood, mother on 12-9-70 at Tulsa, Oklahoma. (\$6.80 USM) h  |                              |
| 12-16-70 | Return on service of subpoena filed. Served Beth Simmons Hood at Tulsa, Oklahoma on 12-9-70 at Tulsa, Oklahoma. (USM \$2.00)   |                              |
| 12-16-70 | Return on service of subpoena filed. Served Dr. John E. McDonald at Tulsa, Okla. on 12-9-70/ h(USM \$2.00)   |                              |
| 12-16-70 | Return on service of subpoena filed. Served Dr. Henry Modrak at Tulsa, Okla. on 12-8-70. (USM \$2.00) h  |                              |
| 12-16-70 | Return on service of subpoena filed. Served Dr. Jerry Sislak at Tulsa, Oklahoma on 12-9-70. (USM \$2.96) h   |                              |
| 12-16-70 | Ordered by the Court that this case is stricken from the non-jury assignment of this date pending settlement. (Fred Daugherty - Judge)b  |                              |
| 12-24-70 | Plaintiff's Dismissal with prejudice with consent of Defendants, filed.h With Order dismissing case with prejudice. (FD-J)v  |                              |